

DEPARTMENT OF THE CORPORATION COUNSEL 205

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COUNTY OF MAUI

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

AVID AMIRI, INDIVIDUALLY AND
AS TRUSTEE OF THE DEUTSCHE
INTERNATIONAL TRUST II,

Plaintiffs,

vs.

COUNTY OF MAUI; DOE
DEFENDANTS 1-100,

Defendants.

CIVIL NO. 19-cv-00373 JAO-RT

DEFENDANT COUNTY OF MAUI'S
AMENDED FINAL WITNESS LIST;
CERTIFICATE OF SERVICE

Trial: December 6, 2021

Time: 9:00 a.m.

Honorable Judge Jill A. Otake

DEFENDANT COUNTY OF MAUI'S FINAL WITNESS LIST

Defendant COUNTY OF MAUI (hereinafter "COUNTY"), by and through
its attorneys, MOANA M. LUTEY, Corporation Counsel, and BRIAN A.

BILBERRY, Deputy Corporation Counsel, hereby submits its Trial Witness List as follows:

Name of Witness	Subject Matter	Estimated Time
Avid Esmali Amiri	Illegal short-term vacation rental “bait and switch” scheme at 372 Pu’u Way, noticed violations, fines, penalties, alleged damages	3-4 hours
Robert Lane	Pu’u Way access road, short-term vacation rental at 372 Pu’u Way, Hurricane Lane cyclone, temporary access to Pu’u Way culvert re defense to liability and damages claims, opinion of Plaintiff Avid Amiri’s character and reputation for untruthfulness.	1-2 hours
Clarrisa Hempel	Pu’u Way access road, short-term vacation rental at 372 Pu’u Way, Hurricane Lane cyclone, temporary access to Pu’u Way culvert re defense to liability and damages claims.	1 hour
Gail Davis	Short-term vacation rental at 372 Pu’u Way, investigation, noticed violations, fines, penalties re defense to damages claims, opinion on Plaintiff Avid Amiri’s character and reputation for untruthfulness.	1-2 hours
David Barbetta	Short-term vocational rental “bait and switch” scheme at 372 Pu’u Way re Defense to damages claims; opinion on Plaintiff Avid Amiri’s character and reputation for untruthfulness.	1-2 hours
David Goode	Pu’u Way access road and culvert, Hurricane Lane cyclone, temporary access to Pu’u Way culvert, reconstruction of culvert.	1-2 hours

Name of Witness	Subject Matter	Estimated Time
Wendy Kobashigawa	Pu'u Way access road and culvert, Hurricane Lane cyclone, temporary access to Pu'u Way culvert, reconstruction of culvert.	2-3 hours
John Smith	Pu'u Way access road and culvert, Hurricane Lane cyclone, stream clean-up, temporary access to Pu'u Way culvert, reconstruction of culvert.	2-3 hours
Marcy Martin	County of Maui's Finance Department's Real Property Assessment Division's tax assessed values of 372 Pu'u Way. Way, history of any tax appeals by property owner	1-2 hours
Herman Andaya	Will testify about visiting the Pu'u Way cul-de-sac and homes following the Hurricane Lane cyclone storm.	30 minutes

County reserves the right to call any witness named by any part in this proceeding and rebuttal witnesses, as may be necessary.

DATED: Wailuku, Maui, Hawaii, September 28, 2021.

MOANA M. LUTEY
Corporation Counsel
Attorneys for Defendant
COUNTY OF MAUI

By /s/ Brian A. Bilberry
BRIAN A. BILBERRY
Deputy Corporation Counsel